

RESOLUTION NO. 2008-1807

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA TRANSMITTING AND ADOPTING THE TOWN'S EVALUATION AND APPRAISAL REPORT; PROVIDING FOR TRANSMITTAL TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS AND ALL OTHER UNITS OF LOCAL GOVERNMENT OR GOVERNMENTAL AGENCIES REQUIRED BY LAW; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Section 163.3191, Florida Statutes, directs local governments to periodically assess the success or failure of its adopted local comprehensive plan to adequately address changing conditions and state policies and rules; and

**WHEREAS**, Section 163.3191 also contains procedures for preparation and review of evaluation and appraisal reports related to implementation of adopted local comprehensive plans by the local planning agency and governing body; and

**WHEREAS**, the Planning and Zoning Board, as the local planning agency for the Town of Surfside, held its hearing on the proposed Town of Surfside Evaluation and Appraisal Report on January 31, 2008, with due public notice; and

**WHEREAS**, the Town Commission held its transmittal and public hearing on February 12, 2008, as required by Section 163.3191, Florida Statutes; and

**WHEREAS**, after having received extensive input and participation by interested members of the public and staff, and having considered the January 31, 2008 recommendation of the Town of Surfside Planning Board and staff, the Town Commission evidenced an intent to transmit the proposed Town of Surfside Evaluation and Appraisal Report to the Florida Department of Community Affairs and other units of local government and governmental agencies as required by law for their review.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are made a specific part of this Resolution.

**Section 2. Transmittal.** The Town's Planning Consultant is hereby directed to transmit the Town of Surfside Evaluation and Appraisal Report to the Florida Department of Community Affairs in accordance with Florida Statute 163.3191 and all other units of local government or governmental agencies required by law.

**Section 3. Adoption.** The Town of Surfside Evaluation and Appraisal Report, attached as Exhibit "A," is hereby adopted.

**Section 4. Severability.** If any section, subsection, clause or provision of this Resolution is declared invalid or unconstitutional by a court of competent jurisdiction, the remainder shall not be affected by such invalidity.

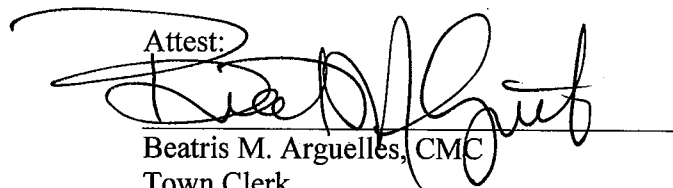
**Section 5. Repeal of Conflicts.** All previously adopted resolutions or parts of resolutions in conflict herewith are hereby repealed.

**Section 6. Effective Date.** This Resolution shall become effective immediately upon its passage.

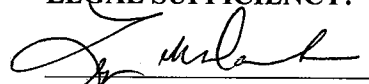
**PASSED and ADOPTED** on this 12th day of February, 2008, and on this 26<sup>th</sup> day of February, 2008.

  
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Charles W. Burkett, Mayor

Attest:

  
\_\_\_\_\_  
Beatris M. Arguelles, CMC  
Town Clerk

**APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:**

  
\_\_\_\_\_  
Lynn M. Dannheisser, Town Attorney

Re. 08-1807